

- Chair Yates, noted the current Educator Positions as follows: Received three educator applications: Angela Richardson (Second Term); Frank Cooper (Second Term) and Katie Edding
- Chair Yates recommended that the Commission voted for two educators
- Commissioner Danny Bell recommended Angela Richardson (Educator) and Commissioner Jeff Anstead recommended Frank Cooper (Educator).
- Chair Yates confirmed the recommendation for the two educators as follows: Angela Richardson (Educator; 2<sup>nd</sup> term) and Frank Cooper (Educator, 2<sup>nd</sup> Term)
- Commissioner Furnie Lambert made a motion to approve the educator positions. The motion was seconded by Commissioner Charles Richardson. Motion carried.

#### **Parent Positions:**

- Chair Yates, noted that the Committee received two parent applications:
  - (1) Melissa Lee, Parent, Wake County, nominated by Triangle Native American Society and
  - (2) Rebecca LaClaire, Parent, Metrolina, Native American Association
- Chairman Burnett tabled the recommendation. He noted that there needs to be more discussion.
- Chair Yates asked for clarification, if the discussion would take place today.
- Chairman Burnett expressed that the discussion should take place at the Committee meeting.

#### **COMMITTEE REPORTS** (Continued)

Indian Housing: No report was noted.

Legislative: Discussed earlier.

**Recognition**: Chair Hunt noted that the Committee met on February 17, 2020. The Tuscarora Nation of North Carolina petition is now before the Office of Administration Hearing (OAH). Mr. Mark Teague Attorney, Department of Justice, provided a brief overview on the status of the Tuscarora Nation of North Carolina Petition. He discussed the following:

- The Commission denied the Tuscarora Nation of North Carolina (TNNC) petition for State Recognition as an American Indian tribe at the Sept. 20, 2019, meeting.
- Under the state law, when a petition is denied the petitioner has the right to seek an Administrative Hearing for a contested case petition with the Office of Administrative Hearings (OAH).
- The Tuscarora Nation of North Carolina (TNNC) did seek a review with the Commission, last fall. The hearing will be held before the Administrative Law Judge (ALJ) at the OAH.
- The petitioner (TNNC) has filed contested case provision with OAH.

  The hearing was to be held on March 25. It was noted, as part of the process each side (the Commission and the petitioner) can ask question of the other party, both parties can request documents. The petitioner did not provide documents or answer all the questions that the Commission had proposed to them in a timely manner. The Commission filed a "Motion to Compel" to ask the OAH to essentially make the petitioner provide the documents and answer questions that the Commission is requesting.
- The Commission of Indian Affairs requested that the deadline to be extended. The Commission's motions were granted last week by Office of Administrative Hearings (OAH). All the deadlines have now been moved back.
- The close of discovery is scheduled to April 13, 2020.
- Motions are scheduled to be submitted no later than April 20, 2020.
- The hearing is now scheduled to be held week of May 4, 2020. Mr. Teague expressed that the exact date of the hearing is still not known.



- Deadlines could change depending on the responses the Commission receives form TNNC.
- Mr. Teague thanked the Recognition Team and Commission members for their support. He thanked the Commission staff for documents to provide to the petitioner.

**Veterans:** Chair Lambert informed that he will not be at the NC Indian Unity Conference. He noted that the plaques were delivered. Mr. Lambert thanked Commissioner Tony Hayes for obtaining funding for the Veteran plaques. He requested the Commission to investigate finding another donor to help with future funding.

#### INFORMATION

Tribal Announcements from Commission Members: Commission members announced their upcoming events.

### **COMMITTEE REPORTS** (Continued)

**Indian Child Welfare**: Chair Welch announced that the Indian Child Welfare Gathering is cancelled for April 23, 2020, UNC Asheville, due to COVID-19.

- Commissioner Marvel Welch read a statement. Chair Welch announced her resignation from the Commission of Indian Affairs. Ms. Welch term ends on June 30, 2020. No handout was provided.
- Chairman Burnett thanked Ms. Welch for her dedicated support and hard work during her tenure.
- Commission members present thanked Ms. Welch and expressed gratitude for sharing her knowledge with regards to the Indian Child Welfare Program.
- Mr. Greg Richardson thanked Ms. Marvel for her dedicated commitment and noted that Chair Welch was part of making history for the State of North Carolina in terms of Indian Child Welfare. He expressed that through her dedication and commitment for the Indian Child Welfare Committee, the Department of Health and Human Services (DHHS) has become extremely involved in Indian Child Welfare matters. Mr. Richardson expressed that there is acknowledgement on the national level with the National Indian Child Welfare Association. He thanked Ms. Welch for being the Chair of the Indian Child Welfare Committee.

## INFORMATION: This item is not listed on the agenda

Meherrin Indian Tribe Letter dated March 5, 2020

- Mr. Greg Richardson informed that the Commission had received a letter from the Meherrin Tribe, the letter is addressed to the Waccamaw Siouan Tribe, Coharie Tribe, Sappony Tribe and the Occaneechi Band of Saponi Nation. The letter is requesting a proposal to collectively amend the General Statutes Chapter 71A as they apply to our Tribes/ Nations.
- Mr. Greg Richardson expressed concerns with the above-mentioned letter. He noted it could potentially change the legislation in the GS 71A for the North Carolina American Indian State Recognized Tribes. He urged the Commission be careful with regards to any proposals to amend GS 71A.
- Mr. Richardson informed that he responded to Chairman Jonathan Caudill, Meherrin Indian Tribe, asking him if he had contacted the tribes mentioned in the letter. It was noted, no response was received.
- It was indicated that a copy of the letter was submitted to Mr. Mark Teague, Attorney, NC Department of Justice (DOJ)
- The letter dated March 5, 2020, from the Meherrin Indian Tribe, will be placed on file at the Commission of Indian Affairs.



### FUTURE MEETING DATES & EVENTS: The meeting dates were listed on the agenda.

### **ADJOURNMENT:**

With there being no further items to discuss, a motion to adjourn the meeting, was made by Commissioner Tony Hayes. The motion was seconded by Commissioner Charles Richardson. Motion carried. The meeting adjourned at 12:25 p.m. The next Commission meeting is scheduled for June 5, 2020, Location TBD.

Wanda Burns-Ramsey, Secretary-Treasurer

NC Commission of Indian Affairs

(Sign & Date)

Daphne Pinto, Recording Secretary

(Sign & Date)

These minutes were approved by the North Carolina Commission of Indian Affairs on June 5, 2020.

Wanda Burns-Ramsey, Secretary-Treasurer

NC Commission of Indian Affairs

(Sign & Date)



# N.C. COMMISSION OF INDIAN AFFAIRS

**QUARTERLY MEETING** 

# Telephone Conference Meeting March 12, 2020

Access Code: 1-877- 810-9415 Access Code: 8060945

## **DRAFT AGENDA**

| Opening Session 19   | 10:00am - 10:20sm  |
|--|--|
| Welcome, call to order & adopt the Agenda  | Rev. Ricky Burnett, Chairman   |
| Invocation   | Rev. Michael Jacobs, Chief, Waccamaw-<br>Siouan Indian Tribe, NCCIA Commission<br>Member   |
| Pledge of Allegiance   | Furnie Lambert, Commission Member  |
| Roll Call  | Daphne Pinto, Administrative Assistant   |
| Ethics Statement   | Greg Richardson, Executive Director  |
| Approval of December 6, 2019, Meeting Minutes  | Rev. Ricky Burnett, Chairman   |
| Moment of Remembrance and Reflection for: Mrs. Patrick Clark, Former Chairwoman NC Commission of Indian Affairs      | Rev. Ricky Burnett, Chairman   |
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| Special Presentations  | 10:20nm 11:00 am   |
| Special Presentations  Legislative Update  | Representative Charles Graham, NC House of Representative  |
|  | Representative Charles Graham, NC House  |
| Legislative Update   | Representative Charles Graham, NC House of Representative  Betty Marrow-Taylor, Deputy, Secretary, NC  |
| Legislative Update  Department of Administration Update/2020 US Census   | Representative Charles Graham, NC House of Representative  Betty Marrow-Taylor, Deputy, Secretary, NC Department of Administration  Dr. Mandy Cohen, Secretary, NC Department  |
| Legislative Update  Department of Administration Update/2020 US Census  Department of Health & Human Services Update | Representative Charles Graham, NC House of Representative  Betty Marrow-Taylor, Deputy, Secretary, NC Department of Administration  Dr. Mandy Cohen, Secretary, NC Department of Health & Human Services  Anthony Copeland, Secretary, NC  |

| Flower Fund Report                           | Wanda Burns-Ramsey, Secretary/Treasurer |
|--|---|
| Committee Reports - Action Items Only Please | 11:30 am Noon                           |
| Adhoc Indian Health                          | Charles Richardson, Chair               |
| Adhoc Goals                                  | Wanda Burns-Ramsey, Chair               |

| Adhoc Land Trust  | Furnie Lambert, Chair   |
|---|---|
| Cultural Resources<br>Indian Heritage Month Update  | Jeffrey Anstead, Chair<br>BJ Davis, NC Museum of History  |
| Employment & Training   | Wanda Burns-Ramsey, Chair   |
| Working Lanes  Committee Reports (Continued) - Action Items Only Please   | Noar - 12130pm - 1200pm   |
| Environmental Justice   | L CC  |
| New Environmental Resilience Project Overview   | Jeffrey Anstead, Chair  Stacey Feken, Policy Engagement Manager, Albemarle-Pamlico National Estuary Partnership, NC Department of Environmental Quality (APNEP, NC DEQ) |
| Indian Child Welfare Indian Child Welfare Gathering, Asheville, NC, April 23, 2020, UNC-Asheville   | Marvel Welch, Chair   |
| Indian Education State Advisory Council on Indian Education Appointment   | Dorothy Yates, Chair  |
| Indian Housing  | Elton Ray Jacobs, Chair<br>Isabelle Freeman Elliott, Vice-Chair   |
| Legislative (2020 Legislative Agenda)   | Marvel Welch, Chair   |
| Recognition - Update  Tuscarora Nation of North Carolina  Cherokee People of Hoke and Surrounding Counties  Roanoke-Hatteras Indians of Dare County   | Larece Hunt, Chair<br>Mark Teague, Attorney, NC Department of<br>Justice  |
| Veterans  Veterans Passanition NC Indian Unity Conference Panayet   | Sam Lambert, Chair  |
| <ul> <li>Veterans Recognition NC Indian Unity Conference Banquet</li> <li>Announcements from Commission Members</li> <li>Future Meeting Dates &amp; Events</li> </ul>   | (2 Minutes Only)  Location  |
| <ul> <li>Upcoming Commission Meetings - 2020</li> <li>June 5 - Commission Meeting, Location TBD</li> <li>September 4 - Commission Meeting, Location TBD</li> <li>December 4 - Commission Meeting, Location TBD</li> </ul> | Rev. Ricky Burnett, Chairman  |

| Adjournment   | 1:00pm:                             |
|---|-------------------------------------|
| March 12-14, 2020 – 45th Annual NC Indian Unity<br>Conference Convenes – 2:00pm | Hilton North Raleigh/ Midtown Hotel |